



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jemm Yue Liang
Assignee: JPS Group Holdings, Ltd.
Title: System for Driving a Liquid Crystal Display with Power Saving and Other Improved Features
Application No.: 09/766,498 Filing Date: January 19, 2001
Examiner: Unassigned Group Art Unit: 2673
Docket No.: UTCI.001US1 Conf. No.: 1094

San Francisco, California

September 4, 2003

Mail Stop Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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Technology Center 2600

**DECLARATION IN SUPPORT OF PETITION FOR A RETROACTIVE
LICENSE UNDER 37 C.F.R. §5.25(a)**

Dear Sir/Madam:

I, Michal Weinstein, hereby declare as follows:

1. I was the Foreign Filing Coordinator at the foreign filing department of the San Francisco Office of Skjerven Morrill LLP during January 2001. At the direction of James S. Hsue, an attorney at the San Francisco office of Skjerven Morrill LLP, I instructed a law firm in Taiwan to file Application No. 90101528 on January 20, 2001. This Taiwan application was filed without a foreign filing license prior to its filing.

2. Most of the patent applications filed by me at the San Francisco office of Skjerven Morrill LLP were PCT applications submitted to the receiving office of the U.S. Patent and Trademark Office. Since no foreign filing license is necessary for submitting a PCT application to the receiving office of the U.S. Patent and Trademark Office designating a large number of different foreign countries, I inadvertently filed the above-identified Taiwan application without a foreign filing license. This mistake was made through error and without deceptive intent.

3. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements

and the like so made are punishable by fine or imprisonment, or both under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Michal Weinstein

Michal Weinstein

Foreign Filing Coordinator

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Dear Sir/Madam:

I, James S. Hsue, hereby declare as follows:

1. I am Patent Counsel representing JPS Group Holdings, Ltd.
2. Material in the above-identified U.S. Patent application was included in a patent application that was filed in Taiwan as Application No. 90101528 on January 20, 2001. The subject matter in the above-identified Taiwan application was not under a secrecy order at the time it was filed in Taiwan and it is not currently under a secrecy order. A foreign filing license for the above-identified U.S. Patent application was granted on March 7, 2001.

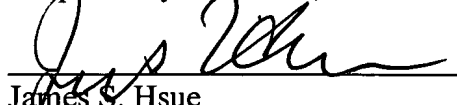
3. The filing of the above-identified Taiwan application without first obtaining a foreign filing license was discovered in the last few weeks. As a result of the "Clarification of the United States Patent and Trademark Office's Interpretation of the Provisions of 35 U.S.C. §122(b)(2)(B)(ii) - (iv)", dated June 5, 2003, a number of applications were reviewed in connection with a general review of U.S. applications for which non-publication requests have been made and for which corresponding foreign applications have been filed. It was found that in some of the reviewed U.S. applications, corresponding foreign applications have been filed without obtaining a foreign filing license prior to the foreign filing. Subsequently, a number of U.S. and foreign

applications were then reviewed, especially non-PCT applications filed in foreign countries, to ascertain the U.S. applications for which a Petition for Retroactive License should be filed, which results in the discovery that a retroactive filing license is necessary for the above-identified U.S. application.

4. The filing of the Taiwan application was the responsibility of the foreign department at the San Francisco office of Skjerven Morrill LLP, a firm at which the undersigned attorney was practicing at the time the above-identified Taiwan application was filed. It is believed that the failure to obtain a foreign filing license before filing the Taiwan application was caused by a mistake in the foreign filing department at the San Francisco office of Skjerven Morrill LLP at the relevant time. Most of the patent applications filed by the foreign department at the San Francisco office of Skjerven Morrill LLP were PCT applications submitted to the receiving office of the U.S. Patent and Trademark Office. Since no foreign filing license is necessary for submitting a PCT application to the receiving office at the U.S. Patent and Trademark Office designating a large number of different foreign countries, the person (Michal Weinstein) filing the above-identified Taiwan application at the San Francisco office of the foreign department at Skjerven Morrill LLP inadvertently filed the above-identified Taiwan application without a foreign filing license as well. This mistake was made through error and without deceptive intent.

5. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,



James S. Hsue

Reg. No. 29,545